

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**SPECIAL SESSION
September 24, 2002**

The Board of Supervisors of Maricopa County, Arizona convened in Special Session at 2:00 P.M., September 24, 2002, in the Board of Supervisors' Conference Room, Tenth Floor, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Don Stapley, Chairman; Fulton Brock, Vice Chairman; Andy Kunasek, Max W. Wilson and Mary Rose Wilcox. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Administrative Officer and Paul Golab, Deputy County Attorney. Votes of the members will be recorded as follows: (aye-no-absent-abstain)

CANVASS OF RECOUNT FOR THE PRIMARY ELECTION

Item: Canvass of the recount of votes for the Primary Election in the Offices of Governor for the Libertarian Party; Senate, District 11 Republican; and write-in candidates for District 15 House of Representatives, ordered by Maricopa County Superior Court pursuant to ARS §16-661. (C2103006) (ADM 1709)

Supervisor Brock thanked Karen Osborne for the efforts expended by herself and her staff to produce another excellent primary election and asked how many of the results had been from early ballots. Ms. Osborne replied that 46% had been write-in votes and they are estimating early voting requests from 50% of the eligible voters for the general election in November. She said that materials on that election will be mailed out early in October. She indicated that her department has already received 156,985 requests for an early ballot. Ms. Osborne also informed the Board that the write-in candidate for District 15 House of Representatives withdrew.

Results of the recount conducted September 23, 2002:

Precincts counted (of 1030)	713	69.22
Registered Voters – total Republican	449,191	100.00
Registered Voters – total Libertarian	6,441	1.43
Ballots cast – total Republican	18,247	100.00
Ballots cast – total Libertarian	1,508	8.26
Voter turnout – total Republican		4.06
Voter turnout – total Libertarian		23.41
State Senator 11 (85 of 85 precincts counted)		
Gerard, Susan	8,441	49.68
Leff, Barbara	8,501	50.03
Write-in	50	.29
Over votes	20	
Under votes	1,235	
Governor (713 of 2030 precincts counted 69.22%)		
Fallon, Gary	660	46.68
Hess, Barry	685	48.44
Write-in	69	4.88
Over votes	1	
Under votes	93	

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (5-0) to accept the canvass of the primary election recount of votes as presented.

MARICOPA INTEGRATED HEALTH SYSTEMS BUDGET

Item: Fiscal Year 2003 Health Delivery System's expenditure budget. (C90030041) (ADM 2100)

The Clerk, Fran McCarroll, announced that there were several corrections to this agenda item and read the corrected figures as follows:

Increase in the FY 2003 Health Delivery System's expenditure budget in the amount of \$229,780 (\$179,780 for on-going operating and \$50,000 for one-time facility improvements), associated with the operation of the 7th Avenue Family Health Center (FHC) for the period of October 1, 2002, through June 30, 2003, with an offsetting expenditure budget reduction from Fund 210, Agency 470, and an increase to the FY 2003 Health Delivery System's revenue budget in the amount of \$229,780, with an offsetting revenue budget reduction from Fund 210, Agency 470, even though only \$117,600 (\$156,800-annually) is estimated to be collected for the remainder of FY 2003. The net impact of this action is estimated to be a loss of \$112,180 (\$149,573 annually). If a FY 2003 loss exists, it will be funded through the Expendable Fund Balance transfer. An amendment will be processed to increase the not-to-exceed amount in the contract with Medical Professional Associates of Arizona, P.C. (MedPro) (C9002059102) in the amount of \$105,072, to accommodate the additional service requirements. The remaining operational portion of \$74,708 (\$99,611 annually) of the \$229,780 (\$239,707 annually), is attributed to the need for increased support staff, supplies, and services at the FHC. The \$50,000 one-time costs are associated with minor improvements to the 7th Avenue Family Health Center facility. Also, a quarterly status report will be issued to the Board of Supervisors at the close of each quarter beginning December 31, 2002.

Supervisor Wilcox said that the effect of Vanguard's decision to save money by shutting down emergency room and pre-natal services at Phoenix Memorial on October 1 will throw her West Valley district into the turmoil and chaos of an emergency situation and cause a great hardship on residents in this region and surrounding areas. She indicated that an emergency situation calls for emergency measures to offset the damage. She indicated that the County's 7th Avenue clinic will need extra funds in order to extend their hours from 5:00 to 9:00 p.m. five days a week and to otherwise accommodate the heavy influx of patients forced to seek medical treatment elsewhere by this closure. She stated that several clinics were altering their normal services to provide health services for this emergency period.

Supervisor Kunasek stated that exactly what the Board had feared during Vanguard's vigorous acquisition of Phoenix Memorial during its bankruptcy earlier this year has now happened. He questioned the wording in the bankruptcy documents, asking if Vanguard hadn't given assurances that they would not do what they are now doing in abandoning the most vital services that any community needs. He asked County Counsel to review the bankruptcy filing to determine what Vanguard's promises had been. He feels that Vanguard is now abandoning the community they swore to serve and forcing other health service providers to compensate for their lack of dedication.

Chairman Stapley agreed with this assessment and joined Supervisor Kunasek in requesting an inspection of the bankruptcy records to discover whether Vanguard had deceived the court by purporting motives to serve the community that they are now deserting. He wants to know if damages can be claimed by the County for the taxpayer monies that will be expended to preserve medical services for a

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very large portion of the populace because of Vanguard's disregard of their needs. He voiced his reluctance to expend additional funds when the County is already in financial crises and said, "I can agree that this is the wrong thing to do for business reasons but it is the right thing to do for moral reasons." He regretted the timing of this action and assured residents of his belief that the County is now in the process of making substantial changes in MIHS (Maricopa Integrated Health System) and said that as a result, decisions such as this should not have to be made in the future.

Motion made by Supervisor Wilcox and seconded by Supervisor Kunasek carried by a majority vote (3-2) with Supervisors Wilcox, Kunasek and Stapley voting "aye" and Supervisors Brock and Wilson voting "no" to approve the increase in the FY 2003 Health Delivery System's expenditure budget as given above.

MEDPRO BUDGET

Item: Amendment No. 3 and authorization to increase the not-to-exceed amount in the contract with Medical Professional Associates of Arizona, P.C. (MedPro). (C9002059102)

Motion made by Supervisor Wilcox and seconded by Supervisor Kunasek carried by a majority vote (3-2) with Supervisors Wilcox, Kunasek and Stapley voting "aye" and Supervisors Brock and Wilson voting "no" to approve Amendment No. 3 and authorize an increase in the not-to-exceed amount in the contract with Medical Professional Associates of Arizona, P.C. (MedPro) (C9002059102) in the amount of \$105,072, resulting in a new NTE not-to-exceed amount of \$190,257,572. The term for the amendment is from October 1, 2002 through June 30, 2003.

MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned.

Don Stapley, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board